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05 UNITED STATES DISTRICT COURT
06 WESTERN DISTRICT OF WASHINGTON
07 AT SEATTLE

08 UNITED STATES OF AMERICA,)
09 Plaintiff,) Case No. MJ09-422
10 v.)
11 TREVOR A.K. LUBBERS,) DETENTION ORDER
12 Defendant.)
13 _____)

14 Offenses charged:

15 Count 1: Importation of Controlled Substance, in violation of 21 U.S.C. §§ 952,
16 960(a)(1), 841(a)(1) and 841(b)(1)(C)

17 Count 2: Possession of a Controlled Substance with Intent to Distribute, in
18 violation of 21 U.S.C. §§ 841(a)(1) and 841(b)(1)(C)

19 Date of Detention Hearing: August 31, 2009

20 The Court, having conducted a detention hearing pursuant to 18 U.S.C. § 3142(f), and
21 based upon the factual findings and statement of reasons for detention hereafter set forth,
22 finds:

23 FINDINGS OF FACT AND STATEMENT OF REASONS FOR DETENTION

24 (1) Pursuant to 18 U.S.C. § 3142(e), there is a rebuttable presumption that
25 defendant is a flight risk and a danger to the community based on the nature of the pending
26 charges. Application of the presumption is appropriate in this case.

(2) Defendant is a citizen of Canada and has no ties to this jurisdiction.

01 (3) Defendant has stipulated to detention, but reserves the right to contest his
02 continued detention if there is a change in circumstances.

03 (4) There are no conditions or combination of conditions other than detention that
04 will reasonably assure the appearance of defendant as required or ensure the safety of the
05 community.

06 IT IS THEREFORE ORDERED:


07 (1) Defendant shall be detained pending trial and committed to the custody of the
08 Attorney General for confinement in a correctional facility separate, to the extent practicable,
09 from persons awaiting or serving sentences or being held in custody pending appeal;

10 (2) Defendant shall be afforded reasonable opportunity for private consultation
11 with counsel;

12 (3) On order of a court of the United States or on request of an attorney for the
13 government, the person in charge of the corrections facility in which defendant is confined
14 shall deliver the defendant to a United States Marshal for the purpose of an appearance in
15 connection with a court proceeding; and

16 (4) The Clerk shall direct copies of this Order to counsel for the United States, to
17 counsel for the defendant, to the United States Marshal, and to the United States Pretrial
18 Services Officer.

19 DATED this 31st day of August 2009.

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21 JAMES P. DONOHUE
22 United States Magistrate Judge
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